

REMARKS

This is in response to the Notice of Allowance dated September 22, 2008. Applicant noted that in the Notice of Allowance dated September 22, 2008, claim 39 was canceled due to dependency on canceled claim 21. In the Amendment under 37 C.F.R. 1.312(a) filed on December 18, 2007, applicant added new claim 39 which reinstated original claim 22 which had been withdrawn due to a Species Election in an Office Action dated July 30, 2004. New claim 40 has been added which reinstates original claim 22, claim 40 being dependent on claim 38. Claim 40 is presented for consideration and favorable action. Applicant requests that claim 40 be entered.

The Applicant agrees with the Examiner's Statement of Reasons for Allowance to the extent that the claims of the present invention are patentable over the references in the record. The Applicant expressly traverses the Examiner's Statement of Reasons for Allowance to the extent that any comment is intended or has the effect of limiting a claim scope, explicitly or implicitly, by not reciting verbatim and/or in complete context, the respective claim language, or is intended or has the effect of limiting a claim scope by stating or implying that all the reasons of patentability are in any way fully enumerated.

Respectfully submitted,

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